

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Perry D. Haaland et al.  
Serial No.: 10/662,713  
Filed: September 15, 2003  
Title: COMPUTER SOFTWARE AND ALGORITHMS FOR SYSTEMS  
BIOLOGICALLY LINKED TO CELLULAR PHENOTYPE  
Group: 1631  
Examiner: Larry D. RIGGS, II  
Confirmation No.: 1008

**NOTICE OF APPEAL**

**Mail Stop: AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

December 19, 2008

Sir:


Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision in the Final Office Action, dated August 19, 2008, of the Primary Examiner, finally rejecting claims 1-36.

The items checked below are appropriate:

- ☒ [X] A Petition for Extension of Time, including the required fee, is filed concurrently herewith.
- ☒ [X] The Appeal Fee of \$540 is also included with the statutory fee.

It is respectfully requested that any shortage in the fee be charged to the account of Becton, Dickinson and Company (ATSK), Account No. 06-4154 (Case No. P-5768 (1385.45509X00)).

Respectfully submitted,  
ANTONELLI, TERRY, STOUT & KRAUS, LLP.

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LDT/vvr